IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 20TH JUNE 2007 / 30TH JYAISHTA 1929

WP(C).No. 10713 of 2007(A)

PETITIONER:

RAJI P. KURIAKOSE, S/O. KURIAKOSE,
AGED 30 YEARS, PARAKKUDIYIL, KUNNACKAL P.O.,
MUVATTUPUZHA TALUK.

BY ADV. SRI.SHAJI JOSEPH

RESPONDENTS:

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1. DEPUTY TAHSILDAR (R.R.),
DEPUTY TAHSILDAR'S OFFICE (R.R.),
MUVATTUPUZHA.

2. MANAGER,
BANK OF INDIA, VALAKOM, MUVATTUPUZHA TALUK.

R2 BY ADV. SRI.K.M.ANEESH
R1 BY G.P. SMT.M.K.PUSHPALATHA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.10713 of 2007

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Dated this the 20th day of June, 2007.

JUDGMENT

Since petitioner has undertaken to clear the arrears in monthly instalments of rupees five thousand, W.P. is disposed of directing first respondent to withhold recovery proceedings until arrears are paid in monthly instalments, first of which will be paid on or before 20.7.2007 and the balance on or before the 20th day of succeeding months until arrears are cleared. If payment are made as above, there will be direction to the second respondent not to recover any penal interest. However, if petitioner commits default in payment of any instalment, the instalment facility and waiver of penal interest will stand automatically cancelled and on instruction from second respondent, first respondent will proceed for recovery of entire arrears. If payments are made to the Bank and liability settled, no collection charges also will be recovered from the petitioner.

C.N.RAMACHANDRAN NAIR
Judge

pms